

United States District Court  
for the  
Southern District of New York  
Related Case Statement

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Full Caption of Later Filed Case:

David Liesen

Plaintiff  vs.  International Business Machines Corporation	Case Number  Civ. A. No. <u>1:21-cv-10128</u>
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Defendant

Full Caption of Earlier Filed Case:

(including in bankruptcy appeals the relevant adversary proceeding)

IN RE: IBM ARBITRATION AGREEMENT  
LITIGATION

Plaintiff  vs.  International Business Machines Corporation	Case Number  Civ. A. No. <u>1:21-cv-06296</u>
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Defendant

Status of Earlier Filed Case:



Closed

(If so, set forth the procedure which resulted in closure, e.g., voluntary dismissal, settlement, court decision. Also, state whether there is an appeal pending.)



Open

(If so, set forth procedural status and summarize any court rulings.)

IN RE: IBM ARBITRATION AGREEMENT LITIGATION (Civ. A. No 1:21-cv-06296 before Judge Jesse M. Furman) is a request for declaration filed in the Southern District of New York on July 23, 2021. Plaintiffs filed a Motion for Summary Judgment on October 27, 2021 that is pending a ruling from Judge Furman.

Explain in detail the reasons for your position that the newly filed case is related to the earlier filed case.

Both cases, IN RE: IBM ARBITRATION AGREEMENT LITIGATION and David Liesen v. IBM, involve claims of age discrimination brought against IBM pursuant to the Age Discrimination in Employment Act, as amended ("ADEA"), 29 U.S.C. § 621 et seq. Plaintiffs in both cases are requesting a declaration that IBM's confidentiality provision in its arbitration agreement is not enforceable.

Signature: /s/Shannon Liss-Riordan  
Lichten and Liss-Riordan, P.C.

Date: 11/29/2021

Firm: